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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

IN RE: UBER TECHNOLOGIES, INC.,  
PASSENGER SEXUAL ASSAULT  
LITIGATION

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This Document Relates To:

*Jaylynn Dean v. Uber Technologies, Inc., et al.*, No. 3:23-cv-06708

Case No. 3:23-md-03084-CRB-LJC

**PLAINTIFFS' ADMINISTRATIVE MOTION  
TO EXTEND DEADLINE TO OPPOSE UBER'S  
MOTION FOR (1) POSTPONEMENT OF  
FIRST BELLWETHER TRIAL AND  
RELATED RELIEF, AND (2) THIRD-PARTY  
SUBPOENA REGARDING MISLEADING AD  
CAMPAIGN**

Judge: Hon. Charles R. Breyer  
Courtroom: 6 – 17 Floor

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**PLAINTIFFS' ADMINISTRATIVE MOTION TO EXTEND DEADLINE TO OPPOSE UBER'S  
MOTION FOR (1) POSTPONEMENT OF FIRST BELLWETHER TRIAL AND RELATED  
RELIEF, AND (2) THIRD-PARTY SUBPOENA REGARDING MISLEADING AD CAMPAIGN**

Case No. 3:23-md-03084-CRB

Pursuant to Civil Local Rule 6-3, Plaintiffs seek a short extension of the December 16, 2025 deadline to respond to Uber’s Motion for (1) Postponement of First Bellwether Trial and Related Relief, and (2) Third-Party Subpoena Regarding Misleading Ad Campaign (ECF No. 4498) (the “Motion”). Plaintiffs request that this deadline be extended to December 29. The extension is necessary because the Motion seeks relief directly affecting the interests of a nonparty, Consumer Attorneys of California (CAOC), that was not properly served with the Motion. The Motion seeks a prior restraint on the political speech of CAOC and asks the Court to authorize a subpoena to CAOC after the close of discovery. CAOC has just retained counsel and is in the process of evaluating whether and how to respond to the Motion. Plaintiffs do not seek an extension of the January 6 hearing date.

### ARGUMENT

The Court should extend the deadlines for briefing the Motion as follows:

- Opposition by any Interested Party: December 29, 2025
- Reply by Uber: January 2, 2025.

This extension is being sought in good faith and not for purposes of delay. Uber’s Motion asks the Court for a gag order censoring its political adversary, CAOC, and discovery into the advocacy group’s internal speech. Specifically, Uber seeks to “restrain publication of the Every 8 Minutes campaign.” *See* ECF No. 4498 at 7. Uber notes that the Every 8 Minutes campaign was “[p]aid for by Consumer Attorneys of California Initiative Defense Political Action Committee,” which is not affiliated with any bellwether Plaintiff. *See id.* at 3; Declaration of Sarah London (“London Decl.”), ¶ 4. No one on MDL Leadership sits on the Consumer Attorneys Political Action Committee Board of Trustees, the body that approved, directed, and runs the Every 8 Minutes campaign. London Decl., ¶ 5. The Motion also asks the court to reopen discovery and pre-approve a subpoena to CAOC. *See* ECF No. 4498 at 9-10. Consequently, the Motion seeks relief that directly affects CAOC and its interests. CAOC, however, was not served with the Motion and has only recently retained counsel and begun the process of determining whether and how it will respond. *See* London Decl., ¶ 6.

MDL Leadership does not and cannot speak for CAOC. Given the sweeping request and significant First Amendment issues at stake, CAOC will be prejudiced if it is not provided with adequate time to consult with its newly retained counsel and evaluate how it intends to respond to the Motion—particularly given the holidays. Plaintiffs therefore ask the Court to extend the deadline to oppose Uber’s Motion, so that the Court can have the benefit of reviewing the motion on a complete record, where all affected parties have had an adequate opportunity to respond.

Plaintiffs do not seek this extension for purposes of delay and do not seek an extension of any other deadlines related to the trial in Ms. Dean’s case. London Decl., ¶ 9. Uber will not be prejudiced because it cannot obtain the relief it seeks (a prior restraint of speech) without directing its motion at the appropriate party. *See Levine v. U.S. Dist. Ct. for Cent. Dist. of California*, 764 F.2d 590, 594 (9th Cir. 1985) (“In general, a party lacks standing to assert the rights of third parties.”). The hearing date will not be impacted.

On December 15, after learning that CAOC had not been served and had retained counsel and required additional time to consider its response to Uber’s Motion, Plaintiffs’ counsel contacted Uber to request that it stipulate to an extension of the deadline to oppose the Motion. London Decl., ¶ 7. Uber has not responded to that request. *Id.*

### CONCLUSION

For these reasons, Plaintiffs respectfully request that the Court extend the deadlines for briefing the Motion as follows:

- Opposition by any Interested Party: December 29, 2025
- Reply by Uber: January 2, 2025.

1 Dated: December 15, 2025

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**FILER'S ATTESTATION**

I, Andrew Kaufman, am the ECF User whose ID and password are being used to file this document. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that each of the signatories identified above has concurred in this filing.

Dated: December 15, 2025

/s/ Andrew Kaufman  
Andrew Kaufman